

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

REGIONAL AIR, INC.,)	
)	
Plaintiff,)	
v.)	Case No. CIV-08-342-C
)	
CANAL INSURANCE COMPANY,)	
)	
Defendant.)	

DEFENDANT'S WITNESS AND EXHIBIT LISTS

Pursuant to the Court's Scheduling Order, defendant Canal Insurance Company submits its Witness and Exhibit Lists.

Witnesses

No.	Name and Address	Proposed Testimony
1.	George Patrick Canal Insurance Company P. O. Box 7 Greenville, South Carolina	Deposed
2.	Ray Cunningham P. O. Box 1469 Lawton, Oklahoma	Deposed
3.	Mike England P. O. Box 1773 Shreveport, Louisiana	Deposed
4.	Mark Oldham P. O. Box 20826 Oklahoma City, Oklahoma	Deposed
5.	Ron Watts P. O. Box 1677 Lawton, Oklahoma	Documents in Southwest Claims' file.
6.	Tim Poe Shreveport, Louisiana	Standard practice of Rush Peterbilt regarding checking engines on damaged trucks.
7.	Records custodians as necessary to identify and authenticate documents.	

No.	Name and Address	Proposed Testimony
8.	All of plaintiff's witnesses to the extent not objected to.	
9.	Additional witnesses revealed through further investigation and discovery.	

Exhibits

No.	Description	Objection	Federal Rule of Evidence Relied Upon
1.	Policy No. A332408.		
2.	Accord Automobile Loss Notice.		
3.	June 19, 2001 correspondence from Charles England to Regional Air.		
4.	Photographs of subject truck taken by Mike England.		
5.	Invoice from Northside Towing for load.		
6.	Invoice from Northside Towing for truck.		
7.	Invoice from Northside Towing for trailer.		
8.	Mike England's damage appraisal for subject truck.		
9.	Truck inspection.		
10.	July 31, 2001 correspondence from Mike England to Canal.		
11.	Check No. 885056.		
12.	August 2, 2001 correspondence from Mike England to Regional Air with attachments.		
13.	August 7, 2001 correspondence from Ray Cunningham to Mike England.		
14.	August 8, 2001 correspondence from Mike England to Ray Cunningham with attachments.		
14.	September 5, 2001 correspondence from Mike England to Canal.		

No.	Description	Objection	Federal Rule of Evidence Relied Upon
15.	September 5, 2001 correspondence from City Capital to Mike England.		
16.	September 6, 2001 correspondence from Mike England to Canal.		
17.	September 6, 2001 correspondence from Mike England to City Capital.		
18.	September 12, 2001 correspondence from Mike England to Canal.		
19.	September 14, 2001 correspondence from Mike England to City Capital.		
20.	October 15, 2001 correspondence from Mike England to Canal with attachments.		
21.	November 9, 2001 correspondence from Mike England to Canal.		
22.	November 12, 2001 correspondence from Mike England to Canal with attachments.		
23.	November 13, 2001 correspondence from Mike England to City Capital.		
24.	November 29, 2001 correspondence from Mike England to Canal.		
25.	March 7, 2002 correspondence from Mike England to Canal.		
26.	August 19, 2002 correspondence from Thomas Stewart to Regional Air.		
27.	March 21, 2003 correspondence from Ed Dzialo to Canal with attachments.		

No.	Description	Objection	Federal Rule of Evidence Relied Upon
28.	March 28, 2003 correspondence from Mike England to Canal with attachments.		
29.	April 15, 2003 correspondence from Daniel Ford to Ed Dzialo.		
30.	May 7, 2003 correspondence from Daniel Ford to Ed Dzialo.		
31.	March 12, 2007 Order Appointing Umpire.		
32.	March 21, 2007 correspondence from Ed Dzialo to umpire.		
33.	March 26, 2007 correspondence from umpire to appraisers.		
34.	April 3, 2007 correspondence from Robert Ross to umpire.		
35.	May 19, 2007 correspondence from Mike England to umpire.		
36.	January 28, 2008 correspondence from umpire to Mike England.		
37.	Appraisal Award.		
38.	February 18, 2008 correspondence from umpire to counsel.		
39.	Photographs of truck taken by Southwest Claims.		
40.	Appraisal from Hugh Currey.		
41.	Title documents and history on truck from Oklahoma Tax Commission.		
42.	Sales contract for truck.		
43.	July 31, 2008 Application for Replacement Title.		
44.	Repo title and supporting documents.		
45.	Plaintiff's responses to written discovery.		
46.	Check for amount of appraisal award.		
47.	All exhibits listed by plaintiff not objected to.		

No.	Description	Objection	Federal Rule of Evidence Relied Upon
48.	Any exhibits revealed through additional investigation and discovery.		

Respectfully submitted,

NIEMEYER, ALEXANDER,
AUSTIN & PHILLIPS, P.C.

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CERTIFICATE OF SERVICE

I hereby certify that on November 25, 2008, I electronically transmitted the attached document to the clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

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